

# **EXHIBIT 7**

ELECTRONICALLY

FILED

05-30-08

K. TORRE, CLERK OF THE COURT  
SUPERIOR COURT OF CALIFORNIA  
COUNTY OF CONTRA COSTA - MARTINEZ  
BY: S. KRICKEN, DEPUTY CLERK

Kelly M. Dermody (State Bar No. 171716)  
Jahan C. Sagafi (State Bar No. 224887)  
Daniel M. Hutchinson (State Bar No. 239458)  
LIEFF, CABRASER, HEIMANN & BERNSTEIN, LLP  
Embarcadero Center West  
275 Battery Street, 30th Floor  
San Francisco, CA 94111-3339  
Telephone: (415) 956-1000  
Facsimile: (415) 956-1008

Ron K. Bochner (State Bar No. 160093)  
LAW OFFICES OF RON BOCHNER  
3333 Bowers Avenue, Suite 130  
Santa Clara, CA 95054  
Telephone: (408) 200-9890  
Facsimile: (510) 740-3699

*Attorneys for Plaintiff and Cross-Complainants and the  
Class*

SUPERIOR COURT OF THE STATE OF CALIFORNIA

COUNTY OF CONTRA COSTA

Coordinated Proceeding  
Special Title (Rule 3.550(b))

J.C.C.P. No. 4494

(Unlimited Civil Case)

IN RE JOHN MUIR UNINSURED  
HEALTHCARE CASES

**[PROPOSED] ORDER GRANTING  
COMPLAINANTS' UNOPPOSED MOTION  
TO FILE UNDER SEAL DERMODY  
DECLARATION CONTAINING RESCISSION  
OF SETTLEMENT AGREEMENT  
PROVISION**

Judge: Hon. David B. Flinn  
Trial Date: None Set

**I. INTRODUCTION**

Complainants filed an unopposed motion for an order to file under seal the the Declaration of Kelly M. Dermody Containing Rescission of Settlement Agreement Provision, containing the Rescission of Settlement Agreement provision, pursuant to California Rules of Court, Rule 2.550 *et seq.*

The Court, having considered the motion and being fully advised in the matter, finds as

1 follows:

2 **FINDINGS**

3  
4 This Court finds there exists an overriding interest supporting sealing of the unredacted  
5 Rescission of Settlement Agreement provision. This provision of the Settlement Agreement  
6 contains the percentage of Class members who must opt out or exclude themselves in order for  
7 John Muir to have the ability to terminate the Agreement. This number does not affect the  
8 Settlement benefits that are to be provided if finality is reached here, and it has no bearing on the  
9 reasonableness, fairness or adequacy of the Settlement. The interest in maintaining the  
10 confidentiality of this number outweighs the public interest in its disclosure. The requested  
11 redaction of the information is narrowly tailored, and there are no less restrictive means to  
12 achieve the interest identified.

13 **ORDER**

14 THIS COURT HEREBY ORDERS Complainants' Unopposed Motion to Seal the  
15 Dermody Declaration Containing Rescission of Settlement Agreement Provision is GRANTED.

16 IT IS FURTHER ORDERED that any documents lodged with the Court for purposes of  
17 this motion, and/or filed Conditionally Under Seal, be sealed for the duration of this lawsuit.

18  
19 **IT IS SO ORDERED.**

20  
21 May 13, 2008

Digitally signed by David Flinn  
DN: cn=David Flinn, c=US, o=Superior  
Court, ou=Dept. 6,  
email=dflin@contracosta.courts.ca.gov  
Reason: I am approving this document  
Location: Martinez, CA  
Date: 2008.05.13 15:36:23 -07'00'

22 **Hon. David B. Flinn**  
23 **JUDGE OF THE SUPERIOR COURT**